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PROSKAUER ROSE LLP Neil H. Abramson 1585 Broadway New York, New York 10036 (212) 969-3000 Attorneys for Defendants

USDS SDNY **DOCUMENT ELECTRONICALLY FILED** DOC #: . DATE FILED:

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

MAYRA REGALADO by her father and natural: guardian LUIS REGALADO,

08 Civ. 4522 (PKC) (KNF)

STIPULATION AND

Plaintiff,

ECF CASE

against

PAX VENTURES LLC A.K.A. PAX WHOLESOME FOODS, AND SINGH SHAMINDER individually,

PROPOSED ORDER

Defendants.

IT IS HEREBY STIPULATED AND AGREED, by and between counsel to the parties in the above-captioned action, that the time within which Defendants Pax Ventures LLC A.K.A. Pax Wholesome Foods and Singh Shaminder ("Defendants") must answer, move against, or otherwise respond to the Complaint, is extended to and including June 30, 2008. It is further stipulated and agreed that Defendants waive the affirmative defense of defective service of process with respect to the Complaint.

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LAW_OFFICES

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AKIN AND SMITH, LLC

Dated: June 16, 2008

Yersk C. Smith 305 Broadway

Suite 1101

New York, NY 10007 (212) 587-0760 Attorneys for Plaintiff

PROSKAUER ROSE LLP

Dated: June 10, 2008

Neil H. Abramaon

1585 Broadway New York, New York 10036 (212) 969-3000

Attorneys for Defendants

SO ORDERED this

day of June, 2008

THE HON. P. KEVIN CASTEL